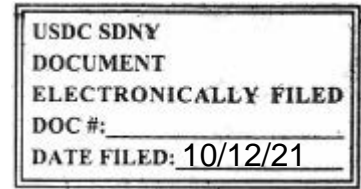


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



Jeronimo Tolentino,

Plaintiff,

—v—

CBS Corporation f/k/a Viacom, Inc., *et al*/Thai Smile  
Restaurant Corp., *et al.*,

Defendants.

20-cv-8812 (AJN)

ORDER

ALISON J. NATHAN, District Judge:

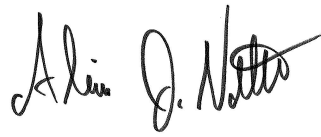
The Court is in receipt of the parties' joint status letter. Dkt. No. 40. The Court determines that a post-discovery conference is not necessary in this matter and ADJOURNS the conference scheduled for October 15, 2021 *sine die*. In lieu of a conference, the parties are ORDERED to meet and confer to discuss settlement and potential trial dates. The parties previously indicated in their revised case management plan that this case is to be tried to a jury. Dkt. No. 26. Pursuant to the COVID rules for centralized jury trial scheduling in this district, the Court must request a jury trial date for a case. Due to the COVID scheduling rules and the Court's current schedule, including its heavy criminal docket, the Court is not available for a jury trial until May 2022. The parties must bear this in mind in their discussions. The parties may consider whether they wish to consent to the Magistrate Judge for all purposes as the Magistrate Judge will likely be able to try the case sooner.

The parties are FURTHER ORDERED to submit a joint letter on or before November 1, 2021. The joint letter must: (1) confirm that the parties met and conferred and discussed settlement in good faith; (2) if settlement has not been reached, propose trial dates (taking into

consideration the Court's above-mentioned availability); and (3) indicate whether both parties consent to the Magistrate Judge for all purposes (the parties should not indicate if only one side consents); and (4) if both sides do not consent, indicate whether the parties wish to be referred to the Magistrate Judge or to the Southern District's Mediation Program for settlement discussions. The Court will set a pretrial submissions schedule, if necessary, after it receives this information.

SO ORDERED.

Dated: October 12, 2021  
New York, New York

A handwritten signature in black ink, appearing to read "Alison J. Nathan", with a long horizontal stroke extending to the right.

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ALISON J. NATHAN  
United States District Judge